

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

RONN HOMER

vs.

THE LAW OFFICES OF FREDERIC I.  
WEINBERG & ASSOCIATES, P.C.

CIVIL ACTION

NO. 17-880

PRAECIPE FOR WRIT OF EXECUTION

TO THE CLERK:

ISSUE WRIT OF EXECUTION in the above matter, directed to the United States Marshal  
for the Eastern District of Pennsylvania, and against THE LAW OFFICES OF FREDERIC I. WEINBERG  
and against FIRSTTRUST BANK, 351 Conshohocken State Road, Gladwyne, PA & ASSOCIATES, PC  
(Name and Address of Garnishee)

garnishee, and index this writ against\* \_\_\_\_\_

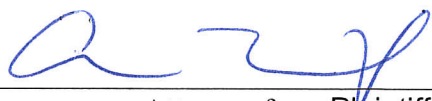
\_\_\_\_\_ and against \_\_\_\_\_

\_\_\_\_\_ as garnishee, as a lis pendens against real  
property of the judgment debtor in the name of the garnishee, as follows:

\_\_\_\_\_  
\_\_\_\_\_

Amount Due \$ 1,000.00

Interest from 11/9/17 \$ 40.00

  
\_\_\_\_\_  
Attorney for Plaintiff  
ANDREW M. MILZ

Date: 7/11/18

\*Applicable to real estate only [Rule 3104(c) Pa. R.C.P.).

**IN THE UNITED STATES DISTRICT COURT  
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RONN HOMER

CIVIL ACTION

VS.

THE LAW OFFICE OF FREDERIC I.  
WEINBERG & ASSOCIATES, P.C.

NO. 17-880

**WRIT OF EXECUTION**

TO THE UNITED STATES MARSHAL FOR THE EASTERN DISTRICT OF PENNSYLVANIA:

To satisfy judgment, interest, and costs against THE LAW OFFICE OF FREDERIC I.  
WEINBERG & ASSOCIATES, P.C., defendant  
*(Name of Defendant)*

- (1) You are directed to levy upon the property of the defendant and to sell his interest therein;  
(2) You are also directed to attach the property of the defendant not levied upon in the  
possession of FIRSTTRUST BANK, as garnishee.  
*(Name of Garnishee)*

THE LAW OFFICE OF FREDERIC I. WEINBERG & ASSOCIATES, OPERATING ACCT #70 0901994  
*(Specifically Describe Property)*

and to notify the garnishee that

- (a) an attachment has been issued;  
(b) the garnishee is enjoined from paying any debt to or for the account of the defendant and  
from delivering any property of the defendant or otherwise disposing thereof;  
(3) if property of the defendant not levied upon and subject to attachment is found in the  
possession of anyone other than a named garnishee, you are directed to notify him that he has  
been added as a garnishee and is enjoined as above stated.

Amount Due	\$ 1,000.00
Interest from <u>11/9/17</u>	\$ 40.00
(Cost to be Added)	\$ 411.00

KATE BARKMAN  
Clerk of Court

Seal of the Court

BY: \_\_\_\_\_  
*(Deputy Clerk)*

**MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW**

1. \$300 statutory exemption
2. Bibles, school books, sewing machines, uniforms, and equipment
3. Most wages and unemployment compensation
4. Social Security benefits
5. Certain retirement funds and accounts
6. Certain veteran and armed forces benefits
7. Certain insurance proceeds
8. Such other exemptions as may be provided by law

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**CIVIL ACTION**

**NO. 17-880**

**WRIT OF EXECUTION  
NOTICE**

This paper is a Writ of Execution. It has been issued because there is a judgment against you. It may cause your property to be held or taken to pay the judgment. You may have legal rights to prevent your property from being taken. A lawyer can advise you more specifically of these rights. If you wish to exercise your rights, you must act promptly.

The law provides that certain property cannot be taken. Such property is said to be exempt. There is a debtor's exemption of \$300. There are other exemptions which may be applicable to you. Attached is a summary of some of the major exemptions. You may have other exemptions or rights.

If you have an exemption, you should do the following promptly: (1) Fill out the attached claim form and demand for a prompt hearing. (2) Deliver the form or mail it to the United States Marshal's office at the address noted.

You should come to court ready to explain your exemption. If you do not come to court and prove your exemption, you may lose some of your property.

**YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.**

**LAWYER REFERENCE SERVICE**

*(Name)*

**ONE READING CENTER  
11<sup>TH</sup> FLOOR  
PHILADELPHIA, PA 19107**

*(Address)*

**(215) 238-1701**

*(Telephone Number)*

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

RONN HOMER

vs.

THE LAW OFFICES OF FREDERIC I.  
WEINBERG & ASSOCIATES, P.C.

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CIVIL ACTION

NO. 17-880

CLAIM FOR EXEMPTION

To the U.S. Marshal:

I, the above named defendant, claim exemption of property from levy or attachment:

(1) From my personal property in my possession which has been levied upon.

(a) I desire that my \$300 statutory exemption be

(i) set aside in kind (specify property to be set aside in kind):  
\_\_\_\_\_

(ii) paid in cash following the sale of the property levied upon; or

(b) I claim the following exemption (specify property and basis of exemption):  
\_\_\_\_\_

(2) From my property which is in the possession of a third party, I claim the following exemptions:

(a) My \$300 statutory exemption:      in cash      in kind

(specify property): \_\_\_\_\_

(b) Social security benefits on deposit in the amount of \$ \_\_\_\_\_

(c) Other (specify amount and basis of exemption): \_\_\_\_\_  
\_\_\_\_\_

I request a prompt court hearing to determine the exemption. Notice of the hearing should be given to me at \_\_\_\_\_

\_\_\_\_\_  
(Address)

\_\_\_\_\_  
(Telephone Number)

I declare under penalty of perjury that the foregoing statements made in this claim for exemption are true and correct.

Date: \_\_\_\_\_

\_\_\_\_\_  
(Signature of Defendant)

**THIS CLAIM TO BE FILED WITH THE OFFICE OF THE U.S. MARSHAL  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**2110 United States Courthouse  
601 Market Street  
Philadelphia, PA 19106**

\_\_\_\_\_  
(Address)

**(215) 597-7272**

\_\_\_\_\_  
(Telephone Number)

*Note:* Under paragraphs (1) and (2) of the writ, a description of specific property to be levied upon or attached may be set forth in the writ or included in a separate direction to the United States Marshal.

Under paragraph (2) of the writ, if the attachment of a named garnishee is desired, his name should be set forth in the space provided.

Under paragraph (3) of the writ, the United States Marshal may, as under prior practice, add as a garnishee any person not named in this writ who may be found in possession of property of the defendant. See Rule 3111(a). For limitations on the power to attach tangible personal property, see Rule 3108 (a).

Each court shall by local rule designate the officer, organization, or person to be named in the notice.

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CIVIL ACTION
<i>Plaintiff</i>	:	
THE LAW OFFICES OF FREDERIC I. WEINBERG	:	NO.
& ASSOCIATES, P.C. <i>Defendant</i>	:	
FIRSTTRUST BANK	:	
<i>Garnishee</i>	:	

TO: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

DATE OF NOTICE: \_\_\_\_\_

IMPORTANT NOTICE

You are in default because you failed to take action required of you in this case. Unless you act within ten days from the date of this Notice, a judgment may be entered against you without a hearing, and you may lose your property or other important rights. You should take this Notice to a lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the following office to find out where you can get legal help.

Lawyer Reference Service  
One Reading Center  
11th Floor Philadelphia, PA 19107  
(215) 238-1701

\_\_\_\_\_  
Attorney for

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

RONN HOMER	:	CIVIL ACTION
	:	
v.	:	
	:	
THE LAW OFFICES OF FREDERIC I.	:	
WEINBERG & ASSOCIATES, P.C.	:	NO. 17-880

**ORDER**

**NOW**, this 9th day of November, 2017, upon consideration of the Defendant's Motion for Summary Judgment (Document No. 13), the Plaintiff's Response to Defendant's Motion for Summary Judgment and Cross-Motion (Document No. 15), the parties' respective replies, and after oral argument, it is **ORDERED** as follows:

1. The Defendant's Motion for Summary Judgment is **DENIED**;
2. The Plaintiff's Cross-Motion is **GRANTED**;
3. **JUDGMENT IS ENTERED** in favor of the plaintiff Ronn Homer and against the defendant, The Law Offices of Frederic I. Weinberg & Associates, P.C., in the amount of One Thousand Dollars (\$1,000.00); and
4. Plaintiff is granted leave to file a motion for an award of counsel fees and costs no later than **November 27, 2017**.

/s/TIMOTHY J. SAVAGE

A TRUE COPY CERTIFIED TO FROM THE RECORD  
DATED: JUL 2 2018  
ATTEST: Steve Thomas  
DEPUTY CLERK, UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF PENNSYLVANIA